IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

CRIMINAL APPLICATION NO. 2778 OF 2004

IN

CRIMINAL APPEAL NO. 809 OF 2004

Shabbir Aihamat Jalil Aihamat Shaikh .. Applicant

versus

State of Maharashtra .. Respondents

...

Mr.Hira Gummala for the applicant.

Mr.A.M. Shringarpure APP for the state.

CORAM : V.M. KANADE, J

DATED : 13th September 2004.

P.C:-

1. Heard the learned counsel appearing on behalf of the applicant and the learned APP appearing on behalf of the State.

2. The applicant was charged under section 395 read with section 397 of the IPC and sentenced to undergo RI for six years and for two years. The

prosecution has relied on two witnesses who have identified the applicant. There has also been recovery of money which was stolen. In my view, this is not a fit case where the applicant is entitled to be released on bail.

3. The hearing of the appeal however, is expedited. The applicant to prepare a private paper book and make an application for a fixed date of hearing.

Criminal Application is rejected.

V.M. KANADE, J